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Settlement Class*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

SIDNEY NAIMAN, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

TOTAL MERCHANT SERVICES, INC.,
QUALITY MERCHANT SERVICES, INC.,
MICHAEL ALIMENTO and BOBBY
POWERS,

Defendants.

NO. 4:17-cv-03806-CW

**NOTICE OF DISMISSAL WITHOUT
PREJUDICE AS TO BOBBY POWERS**

JURY TRIAL DEMAND

Complaint Filed: July 5, 2017

Plaintiff Sidney Naiman files this notice of dismissal without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i) of all of his individual claims in the above-captioned case against Bobby Powers, only. Mr. Powers was served with process (Dkt. No. 47.) but never served an answer or a motion for summary judgment.

A classwide resolution of the claims against the corporate defendants has been reached. None of the rights of any absent or putative class members against Mr. Powers are hereby released.

RESPECTFULLY SUBMITTED AND DATED on April 11, 2019.

By: Matthew P. McCue

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CERTIFICATE OF SERVICE

I hereby certify that on April 11, 2019, I filed the foregoing with the Court's CM/ECF system, which served the same on all counsel of record.

By: Matthew P. McCue